

The Honorable James L. Robart

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

VANESSA SIMMONDS,

Plaintiff,

v.

CREDIT SUISSE SECURITIES (USA)
LLC, a Delaware limited liability
company,

DEUTSCHE BANK SECURITIES
INC., a Delaware corporation,

and

LEHMAN BROTHERS INC.,
a Delaware corporation,

Defendants,

and

AIRSPAN NETWORKS INC., a
Washington corporation,

Nominal Defendant.

NO. C07-1638 JLR

**PLAINTIFF'S NOTICE OF
DISMISSAL**

Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i), Plaintiff hereby dismisses this action with prejudice as to the adequacy-of-the-pre-suit-demand issue under the standard articulated by the Ninth Circuit (*see Simmonds v. Credit Suisse Sec. (USA) LLC*, 638 F.3d 1072, 1097 (9th Cir. 2011) (citing *In re Kauffman Mut. Fund Actions*, 479 F.2d 257, 267 (1st Cir.1973)), and without prejudice as to all other issues.

DATED this 11th day of June, 2012.

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CERTIFICATE OF SERVICE

I hereby certify that on June 11, 2012, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following.

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